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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

JOSEPH F. ARISPE,	)	CASE NO. C 03 4269 CRB (ARB)
Plaintiff,	)	
vs.	)	<b>ORDER FOR ISSUANCE OF</b>
	)	<b>WARRANT OF MARITIME</b>
	)	<b>ARREST FOR F/V DONITA</b>
TOM TIMMER and ANN TIMMER, <i>in</i>	)	<b>PURSUANT TO SUPPLEMENTAL</b>
<i>personam</i> , and F/V DONITA and F/V	)	<b>ADMIRALTY RULE</b>
BOUNTIFUL, their engines, tackle, apparel,	)	<b>C(3)</b>
furniture, etc., <i>in rem</i> ,	)	
Defendants.	)	

Upon review of the Plaintiff's verified First Amended Complaint and supporting papers for issuance of warrant of maritime arrest, and the Court finding that the conditions for an action *in rem* under Supplemental Admiralty Rule C appear to exist, it is hereby

ORDERED that the Clerk shall issue a warrant of maritime arrest of the F/V DONITA (OFFICIAL NO. 611549) as prayed for in the Complaint; and it is further

ORDERED that any person claiming an interest in the property arrested pursuant to said order shall, upon application to the Court be entitled to a prompt hearing at which the plaintiff shall be required to show why the arrest should not be vacated or other relief granted; and it is further

ORDERED that a copy of this Order be attached to and served with the said warrant of maritime arrest.

1 IT IS SO ORDERED.

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3 Dated this 28th day of October, 2005.

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HON. CHARLES R. BRYER  
UNITED STATES DISTRICT JUDGE

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*Arrest Warrant not to be issued  
prior to November 7, 2005*

10 PRESENTED BY

11 Banning Micklow Bull & Lopez LLP

12

13 /s/ Edward M. Bull, III

14 Edward M. Bull, III

15 Eugene A. Brodsky

16 Jennifer L. Fiore

17 Attorneys for Plaintiff

18 JOSEPH F. ARISPE

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